

### **REMARKS/ARGUMENTS**

We have proposed amending independent claims 1, 20, 32, and 34 to more particularly point out and distinctly claim the invention. Upon entering the proposed amendments, claims 1-3, 7-16, 20-22, and 27-34 will be pending in the application.

The Examiner rejected independent claims 1, 20, and 32-34 under 35 U.S.C. §103(a) as being unpatentable over Lang et al. (U.S. Patent 6,295,492) in view of Shetty et al. (U.S. Patent 5,808,907). The Examiner disagreed that the “processing” step recited in those independent claims distinguished over Lang and argued that Lang’s simple act of “converting the information into a displayable form can be considered processing.”

In response, we propose to amend independent claims 1, 20, 32, 33, and 34 to be more specific about what is meant by “processing.” That is, we propose to amend those claims by replacing the reference to processing with the following language: “comparing the data to at least one data value to generate diagnostic or location information.” Support for this amendment is found throughout the specification including in the following passage:

For example, the numerical parameter can be compared or displayed with at least one numerical parameter generated at an earlier point in time (e.g., a previously determined fuel level), or with a predetermined numerical value (e.g., a mileage level corresponding to a recommended service appointment). These values, or a simple analysis of the data, can be included in the alphanumeric text message displayed on the web page or sent out in an email. (Emphasis added) (page 5, lines 4-12)

Neither Lang nor Shetty teaches or suggests the step of “comparing the data to at least one data value to generate diagnostic or location information.” Lang simply provides a system that collects and wirelessly transmits vehicle-generated data and then displays these same data on a web-based interface. Lang does not even hint at comparing these data to another data value to generate diagnostic or location information. Thus, understandably Lang is also silent with regard to displaying such results of such a comparison on a web site (as recited in claims 1, 20, 33, and 34), or transmitting them via email or electronic message (as recited in claims 1, 20, and 34).

Shetty fails to teach that which is missing from Lang. In fact, Shetty contains no description of even a web site or an in-vehicle system, let alone something that transmits vehicle-generated data and then compares these data to another data value.

Appl. No. : 09/804,888  
Amendment Dated : September 4, 2003  
Reply to Office Action of : June 4, 2003

Atty. Docket No. 137512.124 US1

For the reasons stated above, we submit that the claims as amended are allowable and therefore ask the Examiner to enter the proposed amendments and allow the claims to issue.

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Respectfully submitted,

Date: September 4, 2003



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